

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1957 - HB 2365

February 18, 2018

SUMMARY OF BILL: Removes the ability of a water and wastewater treatment authority board (WWTAB) to oversee petitions for the creation of a utility district in certain counties. Extends sole and exclusive provider authority given to Water and Wastewater Treatment Authorities (WWTA) to Regional Water and Wastewater Treatment Authorities (RWWTA).

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Under current law, pursuant to Tenn. Code Ann. § 7-82-201 and § 7-82-202, a county mayor has the authority to approve or deny a petition for the creation of a utility district.
- Pursuant to Tenn. Code Ann. § 5-6-120, the duties of the county mayor regarding the approval or denial of a petition to create a utility district are transferred to the WWTAB in counties which have created such an entity.
- The proposed language would remove the ability of the WWTAB to oversee such petitions.
- The proposed language is not estimated to result in a change in the number of petitions for the creation of utility districts filed, approved, or denied; therefore any fiscal impact to local government is estimated to be not significant.
- WWTAs and RWWTAs are considered public and governmental entities acting as agencies and instrumentalities of the creating and participating governmental bodies, pursuant to Tenn. Code Ann. § 68-221-602 and § 68-221-1302.
- Any fiscal impact to local government as a result of extending sole and exclusive provider authority to RWWTAs which is currently granted to WWTAs is estimated to be not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jrh